IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD
(Special Original Jurisdiction)
THURSDAY, THE TWENTY FOURTH DAY OF JUNE
TWO THOUSAND AND FOUR

PRESENT
THE HON'BLE MR JUSTICE B.PRAKASH RAO

WRIT PETITION NO : 13784 of 1993

Between:

1 Marri Setti Madhusudhan Rao S/o.late Marrisetti Babu Rao
R/o.Kalipatnam Village Mogalthur Mandal, West Godavari Dist
2 Potharaju Subba Rao S/o.late Potharaju Sahadevudu
R/o.Kalipatnam Village Mogalthur Mandal, West Godavari Dist
3 Vallabhaveni Raghavaiah S/o.Venkataramaiah
R/o.Kalipatnam Village Mogalthur Mandal,West Godavari Dist
4 Yarapatti Yerraiah S/o.Sanyasi
R/o.Kalipatnam Village Mogalthur Mandal
West Godavari Dist residing at Machilipatnam, Krishna Dist
5 Addanki Narasimha Swamy S/o.late Addanki Swamy
R/o.Kalipatnam Chinnagolapalam, Keerthuvenna Mandal, Krishna Dist
6 Konuppa Reddy Potharaju S/o.Someswaraw Rao
R/o.Kalipatnam Village Mogalthur Mandal, West Godavari Dist
7 Pothina Durga Prasad S/o.late Venkateswara Rao
now residing at Machilipatnam Krishna Dist
8 Garrey Suryanarayana S/o.late G.Chandraiah
now residing at Machilipatnam Krishna Dist

..... PETITIONERS

AND

1 The Director of Fisheries Kakinada, East Godavari Dist
2 The District Collector West Godavari Dist, Eluru, Andhra Pradesh
3 The Revenue Divisional Officer, Narasapuram, West Godavari Dist
4 The Mandal Revenue Officer, Mogalthur Mandal,West Godavari Dist

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue any appropriate writ, order or direction preferably a writ in the nature of mandamus declaring the action of the 1st respondent herein in trying to deprive the petitioners of their lands situated in Survey No.372 of Kalipatnam Village, Mogalthur Mandal, West Godavari District, in collusion with other respondents as illegal, arbitrary, contrary to law and is violative of Articles 14 and 300(A) of the Constitution of India and consequently directing the respondents not to interfere with the peaceful possession and enjoyment of

the petitioners.

For the Petitioners: MR.P.VENUGOPAL, Advocate

For the Respondents.: GP FOR FISHERIES

The Court Made the Following :

W.P.No.13784 of 1993

ORDER:

Heard both sides. The petitioners claim in this writ petition is against the action of the respondents who are trying to deprive the rights of the petitioners over the land in question in S.No.372 of Kalipatnam village of Mogathur Mandal, West Godavari district.

The main grievance of the petitioners is that, though they have filed application before second respondent herein, seeking pattas to be granted in their favour, the same are still pending.

Having regard to the same, it is not necessary to go into merits of the case. More so, the interim orders already granted in favour of the petitioners are in force.

In the circumstances, the writ petition is disposed of directing the second respondent to consider the petitioners case for grant of pattas as per their applications and pass orders according to Law, after giving notice to the petitioners.

BSS/HSD

Assistant REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1. The Director of Fisheries Kakinada, East Godavari Dist

2 The District Collector West Godavari Dist, Eluru, Andhra Pradesh

3 The Revenue Divisional Officer, Narasapuram, West Godavari Dist

4 The Mandal Revenue Officer, Mogalthur Mandal
West Godavari Dist

5.2CCs to the G.P.for Fisheries, High Court of A.P., Hyderabad (OUT)

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